

2009 DRAFTING REQUEST

Bill

Received: **12/10/2008**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Willing**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - med. assist.**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Willing, BB0252 -

Topic:

Disregard independence account assets for MA eligibility

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|-----------------------|--------------------|------------------------|----------------|------------------------|-----------------|-----------------|
| /? | pkahler 12/11/2008 | jdye 12/11/2008 | | _____ | | | State |
| /1 | | | rschluet 12/17/2008 | _____ | sbasford 12/17/2008 | | |

FE Sent For:

<END>

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Subject: Public Assistance - med. assist.

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DOA:.....Willing, BB252 -

0 ← number

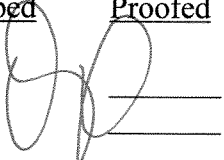
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| /? | pkahler | 1/12 1/11 jld |  | | | | |

FE Sent For:

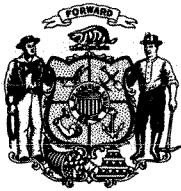
12/11/8
JH
<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Medical Assistance Purchase Plan Changes
- Tracking Code: BB 252
- SBO team: Health and Insurance
- SBO analyst: Krista Willing
 - Phone: 267-7980
 - Email: krista.willing@wisconsin.gov
- Agency acronym: DHS
- Agency number: 435
- Priority (Low, Medium, High): High

Intent:

The intent is to revise financial eligibility for Medicaid to exempt independence account assets earned while in the Medical Assistance Purchase Plan. Please call me if you have any questions...we don't have a paper on this change. Thanks!



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1083/7

PJK: ^...

LPS-Fix request sheet

0 ← number please

JLd

DOA:.....Willing, BB252 - Disregard independence account assets for MA eligibility

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

(in 12-11)

do not get cut

1

AN ACT ...; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES ✓

MEDICAL ASSISTANCE ✓

Under current law, an individual who would be eligible for the Medical Assistance (MA) program based on eligibility for supplemental security income (SSI), but who is not eligible for SSI because he or she is employed, may pay premiums for coverage under MA if his or her family's net income is less than 250 percent of the poverty line and his or her assets do not exceed \$15,000. This program is known as the MA purchase plan. When determining the value of the individual's assets for continued eligibility under the MA purchase plan, DHS excludes amounts in a DHS-approved account that consists solely of savings from the individual's employment after the individual's coverage under the MA purchase plan began. These accounts are known as independence accounts.

Under current law, if an individual who has coverage under MA through the MA purchase plan ceases employment, he or she is no longer eligible for health care coverage under MA unless his or her income and assets meets the income and asset eligibility requirements for MA generally. Currently, for a single person, liquid assets may not exceed \$2,000. Thus, an individual with an independence account would have to spend down the moneys in the account to be eligible for MA. This bill

through the MA purchase plan ✓ and
is not eligible for
A11
A11

for MA eligibility

individual's ✓
the individual's ✓

provides that any ✓ moneys in an independence account ✓ will be excluded from the calculation of assets when determining eligibility for MA. ✓

For further information see the *state* fiscal estimate, which ✓ will be printed as an appendix to this bill.

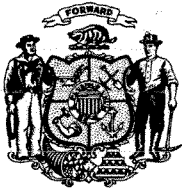
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 1 **SECTION 1.** 49.47 (4) (b) (intro.) ✓ of the statutes is amended to read:
- 2 49.47 (4) (b) (intro.) Eligibility exists if the applicant's property, subject to the
- 3 exclusion of any amounts under the Long-Term Care Partnership Program
- 4 established under s. 49.45 (31) or any amounts in an ✓ independence account, as
- 5 defined in s. ✓ 49.472 (1) (c), does not exceed the following:

History: 1971 c. 125; 1971 c. 213 s. 5; 1971 c. 215; 1973 c. 90, 147, 333; 1977 c. 29 ss. 593, 1656 (18); 1977 c. 105 s. 59; 1977 c. 273, 418; 1979 c. 34; 1981 c. 20, 93; 1981 c. 314 s. 144; 1983 a. 27, 245; 1985 a. 29; 1987 a. 27, 307, 399, 413; 1989 a. 9; 1989 a. 31 ss. 1462k to 1466d, 2909c to 2909i; 1989 a. 173, 336, 351; 1991 a. 39, 178, 269, 316; 1993 a. 16, 269, 277, 437; 1995 a. 27 ss. 3026 to 3028, 9126 (19); 1995 a. 225, 289, 295; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 253; 2007 a. 11, a. 20 ss. 1596 to 1604, 9121 (6) (a); s. 13.92 (2) (i).

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(END)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1083/1

PJK:jld:rs

DOA:.....Willing, BB0252 - Disregard independence account assets for MA eligibility

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

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MEDICAL ASSISTANCE

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Under current law, if an individual who has coverage under MA through the MA purchase plan ceases employment, he or she is no longer eligible for health care coverage under MA through the MA purchase plan and is not eligible for MA unless his or her income and assets meets the income and asset eligibility requirements for MA generally. Currently, for a single person, liquid assets may not exceed \$2,000 for MA eligibility. Thus, an individual with an independence account would have to

spend down the moneys in the account to be eligible for MA. This bill provides that any moneys in an individual's independence account will be excluded from the calculation of assets when determining the individual's eligibility for MA.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

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(END)